

**REGULAR SESSION OF THE
BRIGHAM CITY COUNCIL
MAY 20, 2010**

PRESENT:	Dennis Fife	Mayor
	Bruce Christensen	Councilmember
	Ruth Jensen	Councilmember
	Bob Marabella	Councilmember
	Tyler Vincent	Councilmember
ALSO PRESENT:	Rick Bosworth	Human Resource Coordinator
	Ben Boyce	Leisure Services Director
	Jim Buchanan	Emergency Services Director
	Dave Burnett	Public Power Director
	Mary Kate Christensen	City Recorder
	Blake Fønnesbeck	Public Works Director
	Nancy Jo Green	Senior Center Director
	Paul Larsen	Economic Development Director
	Bruce Leonard	City Administrator
	Jason Roberts	Finance Director
	Paul Tittensor	Chief of Police
	Dennis Vincent	Police Lieutenant
EXCUSED:	Scott Ericson	Councilmember

Mayor Fife called the meeting to order and excused Councilmember Ericson. The Reverence Period was given by Pastor Barsuhn of the Rocky Mountain Bible Church. The scouts in the audience led the Pledge of Allegiance. A motion to approve the minutes of April 20, 2010 Council and Work Session, May 6 Council and Work Session, May 10 Work Session was made by Councilmember Christensen. The motion was seconded and carried.

PRESENTATION OF COUNCIL'S 2010-11 BUDGET

PUBLIC COMMENT

CONSENT

Appointment of City Treasurer

SCHEDULED DELEGATION

Peach Days Update and Request to Close West Forest on Saturday of Peach Days

Youth Volunteer Council Annual Report

NEW BUSINESS

Proclamation Declaring May 26 National Senior Health and Fitness Day in Brigham City

Presentation of Legislative Action in the 2010 Utah Legislative Session Impacting the City

MAKING LIFE BETTER - DEPARTMENT REPORTS

National Public Works Week

OTHER BUSINESS

PRESENTATION OF COUNCIL'S 2010-11 BUDGET

See attached presentation given by Mayor Pro Tem Christensen.

The major changes made by the Council to the Mayor's proposed budget are:

- Utility Revenues Increased \$574,108
- Increased Capital Projects \$707,108 for:
 - Culinary Water loop Line
 - 450 West Road to SR-13
 - Business Facade Grants

General Fund expenditures total \$11,107,310; total fund expenditures total \$38,289,579.

PUBLIC COMMENT

Blake Fannesbeck - Mr. Fannesbeck, as the Public Works Director and as a citizen of Brigham City, publicly thanked various volunteer groups that have helped clean up Brigham City. A month ago 64 scouts spent four hours around the Mantua Trail raking out the shoulders of the new trail and did a great job. The City will be able to use these hours toward the City's match for the grant. Yesterday, hundreds of high school students cleaned up Pioneer Park and the cemetery. They also worked on some City signs. The LDS 13th Ward Young Men and Young Women refurbished the volleyball pit at John Adams Park and painted the train playground.

There were no further comments from the public.

CONSENT

It was recommended Colleen Phillips be appointed as City Treasurer, Grade 47, effective May 21, 2010.

Councilmember Jensen stated that in the past the City has opened up the Treasurer position to the public and allowed people to apply. She felt this should have been done. Mayor Fife explained that the Treasurer can be made by appointment of the Mayor. He said he looked at opening it up to the public and evaluated other opinions. His decision was that he would like to make this appointment with the advise and consent of the Council.

MOTION: Councilmember Marabella made a motion to approve the appointment of Colleen Phillips as presented. The motion was seconded by Councilmember Vincent. Councilmember Christensen, Councilmember Marabella and Councilmember Vincent voted aye. Councilmember Jensen voted nay, adding that she felt it should be opened up to everyone to be fair. The motion carried 3-1.

Mary Kate Christensen administered the Oath of Office to Colleen Phillips.

SCHEDULED DELEGATION

Peach Days Update and Request to Close West Forest on Saturday of Peach Days

Monica Holdaway, Chamber of Commerce Director, came forward and announced the theme of this year's Peach Days, "Down Home American Fun." It will be held September 10-11. Since it is on September 11, they are hoping to have some patriotic tributes throughout the event. They have requested an Air Force fly over to begin the parade. They are also working with the National Guard, Army and other military branches to have representatives in the parade and at Peach Days.

The Main Stage entertainment will be Kauhuna Beach Party, a Beach Boys Tribute Band. They received a Tourism Grant from the County to help pay for this.

Ms. Holdaway said because the City no longer owns the property on 100 West and Forest, it is no longer available for Peach Days use. It was proposed that the carnival go further west on Forest Street, between 100 and 200 West. The portable restrooms that used to be placed on this property could go on the Post Office parking lot. The support vehicles would be placed in the parking lot behind the Leavitt Group, which is owned by the City. Councilmember Marabella expressed concern with the lack of lighting in this parking lot. Ms. Holdaway said they plan to work with the Electric Department to install temporary lighting.

Ms. Holdaway also requested authorization to close West Forest from 800 West to 300 West on Saturday of Peach Days. It was felt that this will be a high pedestrian traffic area due to the amount of people walking to and from the car show. The intersection at 500 West will remain open for north-south traffic. The 300 West intersection will also remain open.

It was also proposed that the motorcycle show be moved to West Forest between 300 and 500 West.

MOTION: Councilmember Marabella moved to approve the proposed plan as presented by Ms. Holdaway. The motion was seconded by Councilmember Vincent and unanimously carried.

Youth Volunteer Council Annual Report

Ross Marabella and Carrie Christensen, Youth Volunteer Council Co-Chairs, came forward. Mr. Marabella reported that YVC is a youth community service organization that works to give back to the community through service. Ms. Christensen stated that there are currently over 100 members of the YVC in grades 9-12. They work with over 20 agencies in the community and have volunteered 1,320 hours in the past year. Mr. Marabella thanked the Mayor and Council for their support in this organization. Without it, they would not have the opportunity to serve. Ms. Christensen expressed also appreciation to the Mayor and Council. By being involved with YVC she has learned that volunteering is a lot of fun.

They showed a video of the activities the YVC participated in in the last year.

Ms. Sharon Cassidy, Volunteer Coordinator, recognized Ross Marabella, Alissa Marabella and Nina Hoyle for donating over 100 hours of service in the last year and received the President's Service Award. She also announced that Ross Marabella and Freddy Cannon received scholarships from the YVC.

NEW BUSINESS

Proclamation Declaring May 26 National Senior Health and Fitness Day in Brigham City

Ms. Nancy Green came forward and read a proclamation declaring Senior Health and Fitness Day on May 26. She presented a tentative schedule for the day. The keynote speaker is a licensed clinical social worker and will discuss laughter therapy. There will be a lot of activities at Pioneer Park. Everyone over 50 is invited.

Presentation of Legislative Action in the 2010 Utah Legislative Session Impacting the City

Mr. Larsen came to the table and reviewed the following legislative bills that affect the City:

HB45, State Construction Code Adoption - The new codes become effective July 1, 2010.

HB60, Water Conveyance Facilities Safety Act - This bill requires irrigation companies and water conveyance companies to develop a management plan for the facilities and sets up a process by which they become subject to GRAMA.

HB10, Animal Shelter Amendments - This sets up parameters under which cities with animal shelters can make the animals available for research.

HB121, Emergency Medical Services Act Transport Amendments - For the last few years there has been an issue at the State Legislature between Gold Cross Ambulance and another ambulance company that wanted access to Salt Lake County. This is really a Salt Lake County issue but it could have had the potential of affecting all areas of the state. This was resolved.

HB171, Water Rights Amendments - This failed, but it is likely a similar effort will go back to the Legislature in the future. It is an attempt to allow the State Engineer to look at prior water usage and other factors, and possibly take away those rights. There is a Water Rights Coalition that has been successful in addressing water right issues.

HB1830, Construction and Fire Code Related Amendments - This allows cities to adopt a more restrictive Fire Code than the State Code.

HB189, Closed Meetings Amendments - This allows public bodies to discuss water rights acquisition in a closed meeting.

HB205, Impact Fee Amendments - This requires cities to provide credits for impact fees to school districts when they install infrastructure or streets that would be used by more than the school. It also requires that cities waive impact fees when a school is demolished and replaced.

HB222, Land Use Meeting Notice - This imposes a ten day notice on zoning applications. In the past it was a 7-day notice.

HB231, Water Rights Priorities in Times of Shortage - This provides that domestic preference for water supercedes agricultural rights in times of shortage. It also sets up the requirement that agricultural users of those water rights have to be compensated for any loss.

HB278, Government Records Access and Management Act (GRAMA) Amendments - This sets up a 5-day response period to determine whether there is time to comply with the request when there is an expedited response to a GRAMA request.

HB298, Land Use Authority Notification of Canal Development - This requires the City to notify canal companies of development activity that is proposed within 100 feet of a canal. Notice must be provided within 30 days of the application. The jurisdiction must then wait 10 days from the date of providing the notice before action can be taken.

SB43, Post-retirement Employment Amendments - This eliminates the ability for an employee to retire, take state retirement, then be rehired in the same position.

SB63, New Public Employees' Tier II Contributory Retirement Act - This is the restructure of the State Retirement System.

SB172, Local District Taxing Authority Amendments - This law requires members of any board that is levied by a tax to be elected by the public.

MAKING LIFE BETTER - DEPARTMENT REPORTS

National Public Works Week

Mr. Fonnesebeck announced that this week is National Public Works Week. The theme this year is "Public Works - Above, Below and All Around You." From the water people drink, the water that is flushed, the streets people drive on, the storm drains to prevent flooding, the sidewalks people walk on, the beautiful cemeteries and the parks everyone enjoys, garbage and recycling services, green waste composting, the airport, special events, building demolition, snow removal, Public Works is everywhere. Mr. Fonnesebeck said Brigham City has a great Public Works crew. They are available whenever needed. He added that the Newman Building was demolished for \$18,890. It was originally thought it would cost \$30,000. Mayor Fife said he has received several written compliments on the City's services.

OTHER BUSINESS

The Council scheduled a Work Session for June 3, 2010 at 6:00 p.m. to discuss UTOPIA.

A motion to adjourn was made by Councilmember Marabella. The motion was seconded and carried unanimously. The meeting adjourned at 8:43 p.m.